

FIRST REGULAR SESSION

SENATE BILL NO. 251

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR SMITH.

Read 1st time January 26, 2009, and ordered printed.

TERRY L. SPIELER, Secretary.

1200S.011

AN ACT

To repeal sections 130.011, 130.034, and 130.041, RSMo, and to enact in lieu thereof three new sections relating to campaign finance.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 130.011, 130.034, and 130.041, RSMo, are repealed

2 and three new sections enacted in lieu thereof, to be known as sections 130.011,
3 130.034, and 130.041, to read as follows:

130.011. As used in this chapter, unless the context clearly indicates
2 otherwise, the following terms mean:

3 (1) "Appropriate officer" or "appropriate officers", the person or persons
4 designated in section 130.026 to receive certain required statements and reports;

5 (2) "Ballot measure" or "measure", any proposal submitted or intended to
6 be submitted to qualified voters for their approval or rejection, including any
7 proposal submitted by initiative petition, referendum petition, or by the general
8 assembly or any local governmental body having authority to refer proposals to
9 the voter;

10 (3) "Candidate", an individual who seeks nomination or election to public
11 office. The term "candidate" includes an elected officeholder who is the subject
12 of a recall election, an individual who seeks nomination by the individual's
13 political party for election to public office, an individual standing for retention in
14 an election to an office to which the individual was previously appointed, an
15 individual who seeks nomination or election whether or not the specific elective
16 public office to be sought has been finally determined by such individual at the
17 time the individual meets the conditions described in paragraph (a) or (b) of this
18 subdivision, and an individual who is a write-in candidate as defined in

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

19 subdivision (28) of this section. A candidate shall be deemed to seek nomination
20 or election when the person first:

21 (a) Receives contributions or makes expenditures or reserves space or
22 facilities with intent to promote the person's candidacy for office; or

23 (b) Knows or has reason to know that contributions are being received or
24 expenditures are being made or space or facilities are being reserved with the
25 intent to promote the person's candidacy for office; except that, such individual
26 shall not be deemed a candidate if the person files a statement with the
27 appropriate officer within five days after learning of the receipt of contributions,
28 the making of expenditures, or the reservation of space or facilities disavowing
29 the candidacy and stating that the person will not accept nomination or take
30 office if elected; provided that, if the election at which such individual is
31 supported as a candidate is to take place within five days after the person's
32 learning of the above-specified activities, the individual shall file the statement
33 disavowing the candidacy within one day; or

34 (c) Announces or files a declaration of candidacy for office;

35 (4) "Cash", currency, coin, United States postage stamps, or any
36 negotiable instrument which can be transferred from one person to another
37 person without the signature or endorsement of the transferor;

38 (5) "Check", a check drawn on a state or federal bank, or a draft on a
39 negotiable order of withdrawal account in a savings and loan association or a
40 share draft account in a credit union;

41 (6) "Closing date", the date through which a statement or report is
42 required to be complete;

43 (7) "Committee", a person or any combination of persons, who accepts
44 contributions or makes expenditures for the primary or incidental purpose of
45 influencing or attempting to influence the action of voters for or against the
46 nomination or election to public office of one or more candidates or the
47 qualification, passage or defeat of any ballot measure or for the purpose of paying
48 a previously incurred campaign debt or obligation of a candidate or the debts or
49 obligations of a committee or for the purpose of contributing funds to another
50 committee:

51 (a) "Committee", does not include:

52 a. A person or combination of persons, if neither the aggregate of
53 expenditures made nor the aggregate of contributions received during a calendar
54 year exceeds five hundred dollars and if no single contributor has contributed

55 more than two hundred fifty dollars of such aggregate contributions;

56 b. An individual, other than a candidate, who accepts no contributions
57 and who deals only with the individual's own funds or property;

58 c. A corporation, cooperative association, partnership, proprietorship, or
59 joint venture organized or operated for a primary or principal purpose other than
60 that of influencing or attempting to influence the action of voters for or against
61 the nomination or election to public office of one or more candidates or the
62 qualification, passage or defeat of any ballot measure, and it accepts no
63 contributions, and all expenditures it makes are from its own funds or property
64 obtained in the usual course of business or in any commercial or other transaction
65 and which are not contributions as defined by subdivision (12) of this section;

66 d. A labor organization organized or operated for a primary or principal
67 purpose other than that of influencing or attempting to influence the action of
68 voters for or against the nomination or election to public office of one or more
69 candidates, or the qualification, passage, or defeat of any ballot measure, and it
70 accepts no contributions, and expenditures made by the organization are from its
71 own funds or property received from membership dues or membership fees which
72 were given or solicited for the purpose of supporting the normal and usual
73 activities and functions of the organization and which are not contributions as
74 defined by subdivision (12) of this section;

75 e. A person who acts as an authorized agent for a committee in soliciting
76 or receiving contributions or in making expenditures or incurring indebtedness
77 on behalf of the committee if such person renders to the committee treasurer or
78 deputy treasurer or candidate, if applicable, an accurate account of each receipt
79 or other transaction in the detail required by the treasurer to comply with all
80 record-keeping and reporting requirements of this chapter;

81 f. Any department, agency, board, institution or other entity of the state
82 or any of its subdivisions or any officer or employee thereof, acting in the person's
83 official capacity;

84 (b) The term "committee" includes, but is not limited to, each of the
85 following committees: campaign committee, candidate committee, continuing
86 committee and political party committee;

87 (8) "Campaign committee", a committee, other than a candidate
88 committee, which shall be formed by an individual or group of individuals to
89 receive contributions or make expenditures and whose sole purpose is to support
90 or oppose the qualification and passage of one or more particular ballot measures

91 in an election or the retention of judges under the nonpartisan court plan, such
92 committee shall be formed no later than thirty days prior to the election for which
93 the committee receives contributions or makes expenditures, and which shall
94 terminate the later of either thirty days after the general election or upon the
95 satisfaction of all committee debt after the general election, except that no
96 committee retiring debt shall engage in any other activities in support of a
97 measure for which the committee was formed;

98 (9) "Candidate committee", a committee which shall be formed by a
99 candidate to receive contributions or make expenditures in behalf of the person's
100 candidacy and which shall continue in existence for use by an elected candidate
101 or which shall terminate the later of either thirty days after the general election
102 for a candidate who was not elected or upon the satisfaction of all committee debt
103 after the election, except that no committee retiring debt shall engage in any
104 other activities in support of the candidate for which the committee was
105 formed. Any candidate for elective office shall have only one candidate committee
106 for the elective office sought, which is controlled directly by the candidate for the
107 purpose of making expenditures. A candidate committee is presumed to be under
108 the control and direction of the candidate unless the candidate files an affidavit
109 with the appropriate officer stating that the committee is acting without control
110 or direction on the candidate's part;

111 (10) "Continuing committee", a committee of continuing existence which
112 is not formed, controlled or directed by a candidate, and is a committee other
113 than a candidate committee or campaign committee, whose primary or incidental
114 purpose is to receive contributions or make expenditures to influence or attempt
115 to influence the action of voters whether or not a particular candidate or
116 candidates or a particular ballot measure or measures to be supported or opposed
117 has been determined at the time the committee is required to file any statement
118 or report pursuant to the provisions of this chapter. "Continuing committee"
119 includes, but is not limited to, any committee organized or sponsored by a
120 business entity, a labor organization, a professional association, a trade or
121 business association, a club or other organization and whose primary purpose is
122 to solicit, accept and use contributions from the members, employees or
123 stockholders of such entity and any individual or group of individuals who accept
124 and use contributions to influence or attempt to influence the action of
125 voters. Such committee shall be formed no later than sixty days prior to the
126 election for which the committee receives contributions or makes expenditures;

127 (11) "Connected organization", any organization such as a corporation, a
128 labor organization, a membership organization, a cooperative, or trade or
129 professional association which expends funds or provides services or facilities to
130 establish, administer or maintain a committee or to solicit contributions to a
131 committee from its members, officers, directors, employees or security holders. An
132 organization shall be deemed to be the connected organization if more than fifty
133 percent of the persons making contributions to the committee during the current
134 calendar year are members, officers, directors, employees or security holders of
135 such organization or their spouses;

136 (12) "Contribution", a payment, gift, loan, advance, deposit, or donation
137 of money or anything of value for the purpose of supporting or opposing the
138 nomination or election of any candidate for public office or the qualification,
139 passage or defeat of any ballot measure, or for the support of any committee
140 supporting or opposing candidates or ballot measures or for paying debts or
141 obligations of any candidate or committee previously incurred for the above
142 purposes. A contribution of anything of value shall be deemed to have a money
143 value equivalent to the fair market value. "Contribution" includes, but is not
144 limited to:

145 (a) A candidate's own money or property used in support of the person's
146 candidacy other than expense of the candidate's food, lodging, travel, and
147 payment of any fee necessary to the filing for public office;

148 (b) Payment by any person, other than a candidate or committee, to
149 compensate another person for services rendered to that candidate or committee;

150 (c) Receipts from the sale of goods and services, including the sale of
151 advertising space in a brochure, booklet, program or pamphlet of a candidate or
152 committee and the sale of tickets or political merchandise;

153 (d) Receipts from fund-raising events including testimonial affairs;

154 (e) Any loan, guarantee of a loan, cancellation or forgiveness of a loan or
155 debt or other obligation by a third party, or payment of a loan or debt or other
156 obligation by a third party if the loan or debt or other obligation was contracted,
157 used, or intended, in whole or in part, for use in an election campaign or used or
158 intended for the payment of such debts or obligations of a candidate or committee
159 previously incurred, or which was made or received by a committee;

160 (f) Funds received by a committee which are transferred to such
161 committee from another committee or other source, except funds received by a
162 candidate committee as a transfer of funds from another candidate committee

163 controlled by the same candidate but such transfer shall be included in the
164 disclosure reports;

165 (g) Facilities, office space or equipment supplied by any person to a
166 candidate or committee without charge or at reduced charges, except gratuitous
167 space for meeting purposes which is made available regularly to the public,
168 including other candidates or committees, on an equal basis for similar purposes
169 on the same conditions;

170 (h) The direct or indirect payment by any person, other than a connected
171 organization, of the costs of establishing, administering, or maintaining a
172 committee, including legal, accounting and computer services, fund raising and
173 solicitation of contributions for a committee;

174 (i) "Contribution" does not include:

175 a. Ordinary home hospitality or services provided without compensation
176 by individuals volunteering their time in support of or in opposition to a
177 candidate, committee or ballot measure, nor the necessary and ordinary personal
178 expenses of such volunteers incidental to the performance of voluntary activities,
179 so long as no compensation is directly or indirectly asked or given;

180 b. An offer or tender of a contribution which is expressly and
181 unconditionally rejected and returned to the donor within ten business days after
182 receipt or transmitted to the state treasurer;

183 c. Interest earned on deposit of committee funds;

184 d. The costs incurred by any connected organization listed pursuant to
185 subdivision (4) of subsection 5 of section 130.021 for establishing, administering
186 or maintaining a committee, or for the solicitation of contributions to a committee
187 which solicitation is solely directed or related to the members, officers, directors,
188 employees or security holders of the connected organization;

189 (13) "County", any one of the several counties of this state or the city of
190 St. Louis;

191 (14) "Disclosure report", an itemized report of receipts, expenditures and
192 incurred indebtedness which is prepared on forms approved by the Missouri
193 ethics commission and filed at the times and places prescribed;

194 (15) "Election", any primary, general or special election held to nominate
195 or elect an individual to public office, to retain or recall an elected officeholder or
196 to submit a ballot measure to the voters, and any caucus or other meeting of a
197 political party or a political party committee at which that party's candidate or
198 candidates for public office are officially selected. A primary election and the

199 succeeding general election shall be considered separate elections;

200 (16) "Expenditure", a payment, advance, conveyance, deposit, donation or
201 contribution of money or anything of value for the purpose of supporting or
202 opposing the nomination or election of any candidate for public office or the
203 qualification or passage of any ballot measure or for the support of any committee
204 which in turn supports or opposes any candidate or ballot measure or for the
205 purpose of paying a previously incurred campaign debt or obligation of a
206 candidate or the debts or obligations of a committee; a payment, or an agreement
207 or promise to pay, money or anything of value, including a candidate's own money
208 or property, for the purchase of goods, services, property, facilities or anything of
209 value for the purpose of supporting or opposing the nomination or election of any
210 candidate for public office or the qualification or passage of any ballot measure
211 or for the support of any committee which in turn supports or opposes any
212 candidate or ballot measure or for the purpose of paying a previously incurred
213 campaign debt or obligation of a candidate or the debts or obligations of a
214 committee. An expenditure of anything of value shall be deemed to have a money
215 value equivalent to the fair market value. "Expenditure" includes, but is not
216 limited to:

217 (a) Payment by anyone other than a committee for services of another
218 person rendered to such committee;

219 (b) The purchase of tickets, goods, services or political merchandise in
220 connection with any testimonial affair or fund-raising event of or for candidates
221 or committees, or the purchase of advertising in a brochure, booklet, program or
222 pamphlet of a candidate or committee;

223 (c) The transfer of funds by one committee to another committee;

224 (d) The direct or indirect payment by any person, other than a connected
225 organization for a committee, of the costs of establishing, administering or
226 maintaining a committee, including legal, accounting and computer services, fund
227 raising and solicitation of contributions for a committee; but

228 (e) "Expenditure" does not include:

229 a. Any news story, commentary or editorial which is broadcast or
230 published by any broadcasting station, newspaper, magazine or other periodical
231 without charge to the candidate or to any person supporting or opposing a
232 candidate or ballot measure;

233 b. The internal dissemination by any membership organization,
234 proprietorship, labor organization, corporation, association or other entity of

235 information advocating the election or defeat of a candidate or candidates or the
236 passage or defeat of a ballot measure or measures to its directors, officers,
237 members, employees or security holders, provided that the cost incurred is
238 reported pursuant to subsection 2 of section 130.051;

239 c. Repayment of a loan, but such repayment shall be indicated in required
240 reports;

241 d. The rendering of voluntary personal services by an individual of the
242 sort commonly performed by volunteer campaign workers and the payment by
243 such individual of the individual's necessary and ordinary personal expenses
244 incidental to such volunteer activity, provided no compensation is, directly or
245 indirectly, asked or given;

246 e. The costs incurred by any connected organization listed pursuant to
247 subdivision (4) of subsection 5 of section 130.021 for establishing, administering
248 or maintaining a committee, or for the solicitation of contributions to a committee
249 which solicitation is solely directed or related to the members, officers, directors,
250 employees or security holders of the connected organization;

251 f. The use of a candidate's own money or property for expense of the
252 candidate's personal food, lodging, travel, and payment of any fee necessary to the
253 filing for public office, if such expense is not reimbursed to the candidate from
254 any source;

255 (17) "Exploratory committees", a committee which shall be formed by an
256 individual to receive contributions and make expenditures on behalf of this
257 individual in determining whether or not the individual seeks elective
258 office. Such committee shall terminate no later than December thirty-first of the
259 year prior to the general election for the possible office;

260 (18) "Fund-raising event", an event such as a dinner, luncheon, reception,
261 coffee, testimonial, rally, auction or similar affair through which contributions are
262 solicited or received by such means as the purchase of tickets, payment of
263 attendance fees, donations for prizes or through the purchase of goods, services
264 or political merchandise;

265 (19) **"Immediate family", spouse, dependent child, or sibling;**

266 (20) "In-kind contribution" or "in-kind expenditure", a contribution or
267 expenditure in a form other than money;

268 [(20)] (21) "Labor organization", any organization of any kind, or any
269 agency or employee representation committee or plan, in which employees
270 participate and which exists for the purpose, in whole or in part, of dealing with

271 employers concerning grievances, labor disputes, wages, rates of pay, hours of
272 employment, or conditions of work;

273 [(21)] **(22)** "Loan", a transfer of money, property or anything of
274 ascertainable monetary value in exchange for an obligation, conditional or not,
275 to repay in whole or in part and which was contracted, used, or intended for use
276 in an election campaign, or which was made or received by a committee or which
277 was contracted, used, or intended to pay previously incurred campaign debts or
278 obligations of a candidate or the debts or obligations of a committee;

279 [(22)] **(23)** "Person", an individual, group of individuals, corporation,
280 partnership, committee, proprietorship, joint venture, any department, agency,
281 board, institution or other entity of the state or any of its political subdivisions,
282 union, labor organization, trade or professional or business association,
283 association, political party or any executive committee thereof, or any other club
284 or organization however constituted or any officer or employee of such entity
285 acting in the person's official capacity;

286 [(23)] **(24)** "Political merchandise", goods such as bumper stickers, pins,
287 hats, ties, jewelry, literature, or other items sold or distributed at a fund-raising
288 event or to the general public for publicity or for the purpose of raising funds to
289 be used in supporting or opposing a candidate for nomination or election or in
290 supporting or opposing the qualification, passage or defeat of a ballot measure;

291 [(24)] **(25)** "Political party", a political party which has the right under
292 law to have the names of its candidates listed on the ballot in a general election;

293 [(25)] **(26)** "Political party committee", a state, district, county, city, or
294 area committee of a political party, as defined in section 115.603, RSMo, which
295 may be organized as a not-for-profit corporation under Missouri law, and which
296 committee is of continuing existence, and has the primary or incidental purpose
297 of receiving contributions and making expenditures to influence or attempt to
298 influence the action of voters on behalf of the political party;

299 [(26)] **(27)** "Public office" or "office", any state, judicial, county,
300 municipal, school or other district, ward, township, or other political subdivision
301 office or any political party office which is filled by a vote of registered voters;

302 [(27)] **(28)** "Regular session", includes that period beginning on the first
303 Wednesday after the first Monday in January and ending following the first
304 Friday after the second Monday in May;

305 [(28)] **(29)** "Write-in candidate", an individual whose name is not printed
306 on the ballot but who otherwise meets the definition of candidate in subdivision

307 (3) of this section.

130.034. 1. Contributions as defined in section 130.011, received by any
2 committee shall not be converted to any personal use.

3 2. Contributions may be used for any purpose allowed by law including,
4 but not limited to:

5 (1) Any ordinary expenses incurred relating to a campaign;

6 (2) Any ordinary and necessary expenses incurred in connection with the
7 duties of a holder of elective office;

8 (3) Any expenses associated with the duties of candidacy or of elective
9 office pertaining to the entertaining of or providing social courtesies to
10 constituents, professional associations, or other holders of elective office;

11 (4) The return of any contribution to the person who made the
12 contribution to the candidate or holder of elective office;

13 (5) To contribute to a political organization or candidate committee as
14 allowed by law;

15 (6) To establish a new committee as defined by this chapter;

16 (7) To make an unconditional gift which is fully vested to any charitable,
17 fraternal or civic organizations or other associations formed to provide for some
18 good in the order of benevolence, if such candidate, former candidate or holder of
19 elective office or such person's immediate family gain no direct financial benefit
20 from the unconditional gift;

21 (8) Except when such candidate, former candidate or holder of elective
22 office dies while the committee remains in existence, the committee may make an
23 unconditional gift to a fund established for the benefit of the spouse and children
24 of the candidate, former candidate or holder of elective office. The provisions of
25 this subdivision shall expire October 1, 1997.

26 3. Upon the death of the candidate, former candidate or holder of elective
27 office who received such contributions, all contributions shall be disposed of
28 according to this section and any funds remaining after final settlement of the
29 candidate's decedent's estate, or if no estate is opened, then twelve months after
30 the candidate's death, will escheat to the state of Missouri to be deposited in the
31 general revenue fund.

32 4. No contributions, as defined in section 130.011, received by a candidate,
33 former candidate or holder of elective office shall be used to make restitution
34 payments ordered of such individual by a court of law or for the payment of any
35 fine resulting from conviction of a violation of any local, state or federal law.

36 5. Committees described in subdivision (17) of section 130.011 shall make
37 expenditures only for the purpose of determining whether an individual will be
38 a candidate. Such expenditures include polling information, mailings, personal
39 appearances, telephone expenses, office and travel expenses but may not include
40 contributions to other candidate committees.

41 6. Any moneys in the exploratory committee fund may be transferred to
42 the candidate committee upon declaration of candidacy for the position being
43 explored. Such funds shall be included for the purposes of reporting and
44 limitation. In the event that candidacy is not declared for the position being
45 explored, the remaining exploratory committee funds shall be returned to the
46 contributors on a pro rata basis. In no event shall the amount returned exceed
47 the amount given by each contributor nor be less than ten dollars.

48 **7. Expenditures from contributions shall not be made to any**
49 **immediate family member of a candidate, former candidate, or holder**
50 **of elective office for salary, wages, fringe benefits, or payroll taxes.**

 130.041. 1. Except as provided in subsection 5 of section 130.016, the
2 candidate, if applicable, treasurer or deputy treasurer of every committee which
3 is required to file a statement of organization, shall file a legibly printed or typed
4 disclosure report of receipts and expenditures. The reports shall be filed with the
5 appropriate officer designated in section 130.026 at the times and for the periods
6 prescribed in section 130.046. Except as provided in sections 130.049 and
7 130.050, each report shall set forth:

8 (1) The full name, as required in the statement of organization pursuant
9 to subsection 5 of section 130.021, and mailing address of the committee filing the
10 report and the full name, mailing address and telephone number of the
11 committee's treasurer and deputy treasurer if the committee has named a deputy
12 treasurer;

13 (2) The amount of money, including cash on hand at the beginning of the
14 reporting period;

15 (3) Receipts for the period, including:

16 (a) Total amount of all monetary contributions received which can be
17 identified in the committee's records by name and address of each contributor. In
18 addition, the candidate committee shall make a reasonable effort to obtain and
19 report the employer, or occupation if self-employed or notation of retirement, of
20 each person from whom the committee received one or more contributions which
21 in the aggregate total in excess of one hundred dollars and shall make a

22 reasonable effort to obtain and report a description of any contractual
23 relationship over five hundred dollars between the contributor and the state if the
24 candidate is seeking election to a state office or between the contributor and any
25 political subdivision of the state if the candidate is seeking election to another
26 political subdivision of the state;

27 (b) Total amount of all anonymous contributions accepted;

28 (c) Total amount of all monetary contributions received through
29 fund-raising events or activities from participants whose names and addresses
30 were not obtained with such contributions, with an attached statement or copy
31 of the statement describing each fund-raising event as required in subsection 6
32 of section 130.031;

33 (d) Total dollar value of all in-kind contributions received;

34 (e) A separate listing by name and address and employer, or occupation
35 if self-employed or notation of retirement, of each person from whom the
36 committee received contributions, in money or any other thing of value,
37 aggregating more than one hundred dollars, together with the date and amount
38 of each such contribution;

39 (f) A listing of each loan received by name and address of the lender and
40 date and amount of the loan. For each loan of more than one hundred dollars, a
41 separate statement shall be attached setting forth the name and address of the
42 lender and each person liable directly, indirectly or contingently, and the date,
43 amount and terms of the loan;

44 (4) Expenditures for the period, including:

45 (a) The total dollar amount of expenditures made by check drawn on the
46 committee's depository;

47 (b) The total dollar amount of expenditures made in cash;

48 (c) The total dollar value of all in-kind expenditures made;

49 (d) The full name and mailing address of each person to whom an
50 expenditure of money or any other thing of value in the amount of more than one
51 hundred dollars has been made, contracted for or incurred, together with the
52 date, amount and purpose of each expenditure. Expenditures of one hundred
53 dollars or less may be grouped and listed by categories of expenditure showing
54 the total dollar amount of expenditures in each category, except that the report
55 shall contain an itemized listing of each payment made to campaign workers by
56 name, address, date, amount and purpose of each payment and the aggregate
57 amount paid to each such worker;

58 (e) A list of each loan made, by name and mailing address of the person
59 receiving the loan, together with the amount, terms and date;

60 (5) The total amount of cash on hand as of the closing date of the
61 reporting period covered, including amounts in depository accounts and in petty
62 cash fund;

63 (6) The total amount of outstanding indebtedness as of the closing date
64 of the reporting period covered;

65 (7) The amount of expenditures for or against a candidate or ballot
66 measure during the period covered and the cumulative amount of expenditures
67 for or against that candidate or ballot measure, with each candidate being listed
68 by name, mailing address and office sought. For the purpose of disclosure
69 reports, expenditures made in support of more than one candidate or ballot
70 measure or both shall be apportioned reasonably among the candidates or ballot
71 measure or both. In apportioning expenditures to each candidate or ballot
72 measure, political party committees and continuing committees need not include
73 expenditures for maintaining a permanent office, such as expenditures for
74 salaries of regular staff, office facilities and equipment or other expenditures not
75 designed to support or oppose any particular candidates or ballot measures;
76 however, all such expenditures shall be listed pursuant to subdivision (4) of this
77 subsection;

78 (8) A separate listing by full name and address of any committee
79 including a candidate committee controlled by the same candidate for which a
80 transfer of funds or a contribution in any amount has been made during the
81 reporting period, together with the date and amount of each such transfer or
82 contribution;

83 (9) A separate listing by full name and address of any committee,
84 including a candidate committee controlled by the same candidate from which a
85 transfer of funds or a contribution in any amount has been received during the
86 reporting period, together with the date and amount of each such transfer or
87 contribution;

88 (10) Each committee that receives a contribution which is restricted or
89 designated in whole or in part by the contributor for transfer to a particular
90 candidate, committee or other person shall include a statement of the name and
91 address of that contributor in the next disclosure report required to be filed after
92 receipt of such contribution, together with the date and amount of any such
93 contribution which was so restricted or designated by that contributor, together

94 with the name of the particular candidate or committee to whom such
95 contribution was so designated or restricted by that contributor and the date and
96 amount of such contribution.

97 2. For the purpose of this section and any other section in this chapter
98 except sections 130.049 and 130.050 which requires a listing of each contributor
99 who has contributed a specified amount, the aggregate amount shall be computed
100 by adding all contributions received from any one person during the following
101 periods:

102 (1) In the case of a candidate committee, the period shall begin on the
103 date on which the candidate became a candidate according to the definition of the
104 term "candidate" in section 130.011 and end at 11:59 p.m. on the day of the
105 primary election, if the candidate has such an election or at 11:59 p.m. on the day
106 of the general election. If the candidate has a general election held after a
107 primary election, the next aggregating period shall begin at 12:00 midnight on the
108 day after the primary election day and shall close at 11:59 p.m. on the day of the
109 general election. Except that for contributions received during the thirty-day
110 period immediately following a primary election, the candidate shall designate
111 whether such contribution is received as a primary election contribution or a
112 general election contribution;

113 (2) In the case of a campaign committee, the period shall begin on the
114 date the committee received its first contribution and end on the closing date for
115 the period for which the report or statement is required;

116 (3) In the case of a political party committee or a continuing committee,
117 the period shall begin on the first day of January of the year in which the report
118 or statement is being filed and end on the closing date for the period for which
119 the report or statement is required; except, if the report or statement is required
120 to be filed prior to the first day of July in any given year, the period shall begin
121 on the first day of July of the preceding year.

122 3. The disclosure report shall be signed and attested by the committee
123 treasurer or deputy treasurer and by the candidate in case of a candidate
124 committee.

125 4. The words "consulting or consulting services, fees, or expenses", or
126 similar words, shall not be used to describe the purpose of a payment as required
127 in this section. The reporting of any payment to such an independent contractor
128 shall be on a form supplied by the appropriate officer, established by the ethics
129 commission and shall include identification of the specific service or services

130 provided including, but not limited to, public opinion polling, research on issues
131 or opposition background, print or broadcast media production, print or broadcast
132 media purchase, computer programming or data entry, direct mail production,
133 postage, rent, utilities, phone solicitation, or fund raising, and the dollar amount
134 prorated for each service.

135 **5. Within twenty-one days of filing disclosure reports to the**
136 **Missouri ethics commission as required by section 130.041, a candidate,**
137 **elected official, or campaign committee shall make public its latest**
138 **disclosure report by providing a conspicuous link to the version of the**
139 **report maintained on the Missouri ethics commission website on the**
140 **homepage of the website of the candidate, elected official, or committee**
141 **if such a site is administered for the candidate, elected official, or**
142 **committee.**

✓

Bill

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